

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application for Extension of
Patent Term for patent of : Mail Stop: Patent Extension
Shigenori OHKAWA et al. :
Patent No. 6,034,239 : Attorney Docket No. 2006_2198
Issued March 7, 2000 :
Tricyclic Compounds, Their Production and Use

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

This is a Request for Reconsideration of the U. S. Patent and Trademark Office (PTO) Decision dated November 7, 2006, dismissing the Applicant's PETITION TO EXPUNGE CERTAIN PROPRIETARY INFORMATION FROM APPLICATION FOR EXTENSION OF PATENT TERM OF UNITED STATES PATENT NO. 6,034,239 UNDER 37 C.F.R. 1.59.

This Request is submitted in order to bring Applicant's Petition into compliance with 37 C.F.R. 1.59(b), MPEP 2760 and MPEP 724.05.

MPEP 724.05 contains four sections discussing the requirements for a Petition to Expunge (I.) information submitted under MPEP 724.02 or which should have been submitted under MPEP 724.02, (II.) information unintentionally submitted in an application, (III.) information submitted in an incorrect application, and (IV.) information forming part of the original disclosure. Section II. appears to be the most applicable, since pages 1-4 and 6-38 were unintentionally included in Exhibit C. However Section I. also appears to be relevant, since the information which was in fact submitted should have been submitted under 724.02. As a precaution, the requirements of both Section I. and Section II. of MPEP 724.05 will be discussed hereinbelow.

MPEP 724.05 I.(A) provides that a proper Petition to Expunge must clearly identify the information to be expunged without disclosure of the details.